THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19945 OF 2005

DATED:30.9.2005

Between:

Kavvampalli Mallaiah and others

…Petitioner

And

The Government of A.P.

Rep. by its Principal Secretary

Revenue Department, Secretariat Buildings

Secretariat, Hyderabad and others

…Respondents

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ORDER:

The four petitioners alleged that they and their predecessors are in possession of the land in S.No.439/21 admeasuring Acs.5.00 for more than a century. They alleged that they also approached the authorities for grant of assignment of land, in vain. According to the petitioners, the respondents are now proposing to dispossess them without giving notice. Apprehending forcible dispossession, they filed present Writ Petition.

After hearing the learned counsel for the petitioners and the learned Assistant

Government for Revenue (Assignment), this Court is of considered opinion that if the petitioners are in possession and their representations for assignment are pending, unless and until the fourth respondent follows due process of law, possession of the petitioners, if they are in possession, cannot be disturbed.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

30.9.2005

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